GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – MA & UD Department – imposed punishment in G.O.Rt.No.594, Dt.26.05.2014 against Sri. K.Prasada Rao, the then TPBO, Rajahmundry, on the allegations of allowed deviations from approved plans and on unauthorized construction of several apartments in Rajahmundry – The Hon'ble Tribunal in its Orders dated 21.08.2017 in O.A.No.3958 of 2014 with M.A.No.544 of 2017 has set aside the said punishment orders – Filed W.P. by the Government - The Hon'ble A.P.High Court, in its orders Dt.08.03.2019 in W.P.No.34127 of 2018 have dismissed the W.P – Further action dropped against Sri. K.Prasada Rao, the then TPBO, Rajahmundry, duly withdrawing the punishment orders issued in G.O.Rt.No.594, MA & UD (E2) Dept., Dt.26.05.2014 against him – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 573 **Dated: 07-12-2020.**

Read the following:-

1. From the G.A (V&E) Dept V.R.No.85 (730/V&E/D1/06)dt.2.8.2006.
2) G.O.Rt.No.232 MA&UD (E2) Dept Dt.28.2.2007.
3) G.O.Rt.No.808, MA & UD(E2) Dept, dt.18.06.2012.
4) I.A. report of Sri Alok Srivastava, IPS (Retd),COI, vide D.O.Lr.No.225/COI-AS/2012, dt.24.07.2013.
5) I.A. report communicated to the charged officers vide Govt. Memo. Nos. 17695/E2/2006 MA&UD (E2) Dept, dt.26.11.2013.
6) Explanation of the charged officer i.e., Sri K.Prasada Rao.
7) G.O.Rt.No. 594, MA & UD (E2) Dept., Dt.26.05.2014
8) Orders of APAT dated 21.08.2017 in O.A.No.3958 of 2014 with M.A.No.544 of 2017
9) Government filed W.P.No.34127 of 2018 against the APAT orders in OA. No. 3958 of 2017
10) Orders of Hon'ble A.P.High Court, in W.P.No.34127 of 2018, Dt.08.03.2019
11) From Sri. K Prasada Rao, the then TPBO Rajahmundry Municipal Corporation, Rep. Dt.19.09.2019

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ORDER:

Based on the recommendations of G.A.(V&E) Dept., in the reference 1st read above, Government has initiated departmental action against Sri. K Prasada Rao, the then TPBO Rajahmundry Municipal Corporation on the allegation of allowed deviations from approved plans and on unauthorized construction of several apartments in Rajahmundry and after following due procedure orders were issued in the G.O. 7th read above, imposing punishment of "withholding of two annual grade increments with cumulative effect on Sri K.Prasada Rao, the then TPBO of Rajahmundry.

2. Aggrieving the said punishment orders issued by the Government, the charged officer Sri K. Prasad Rao, the then TPBO, has filed O.A.No.3958 of 2014 in APAT. The Hon'ble APAT, Hyderabad in its Orders dated 21.08.2017 in O.A.No.3958 of 2014 with M.A.No.544 of 2017 held that –

"In the result, the Original Application is allowed setting aside G.O.Rt.No.594 Municipal Administration and Urban Development (E2) Department dated 26.05.2014 of the 1st respondent and M.A., is dismissed as unnecessary".

3. On this matter, after taking advice from the advisory bodies and in consultation with the G.P., APHC, the Government in the reference 9th read above has filed W.P. in Hon'ble High Court against the orders of Hon'ble APAT., Hyderabad dated: 21.08.2017 in O.A.No.3958 of 2014 with M.A.No.544 of 2017.

(PTO)

4. In the reference 10th read above, the Hon'ble A.P.High Court, in its orders Dt.08.03.2019 in W.P.No.34127 of 2018, have dismissed the W.P.

5. Sri K.Prasada Rao, the then TPS, Rajahmundry, in his representation in the reference 11th read above, has requested to issue necessary orders for sanctioning of two annual grade increments that have been with holded in G.O.Rt.No.594, Dt.26.05.2014, as the APHC has dismissed the W.P. filed by the Government.

6. The Government after careful examination of the entire matter and after following due procedure in consultation with advisory bodies/departments it has been decided to drop further action against Sri K.Prasada Rao, the then TPBO, Rajahmundry, duly withdrawing the punishment orders issued in G.O.Rt.No.594, MA & UD (E2) Dept., Dt.26.05.2014, keeping in view of the APAT orders Dt.21.08.2017 in O.A.No.3958 of 2014 and as confirmed by the APHC.

7. The Government hereby order to drop further action against Sri K.Prasada Rao, the then TPBO, Rajahmundry, duly withdrawing the punishment orders issued in G.O.Rt.No.594, MA & UD (E2) Dept., Dt.26.05.2014, in view of the APAT orders Dt.21.08.2017 in O.A.No.3958 of 2014 and as confirmed by the APHC.

8. The Director of Town & Country Planning, A.P. Guntur shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. SYAMALA RAO
SECRETARY TO GOVERNMENT

To
Sri K.Prasada Rao, the then TPBO, Rajahmundry, (through the DTCP, A.P. Guntur)
The Director of Town & Country Planning, A.P. Guntur

Copy to:
The A.G., A.P., Hyderabad
The Deputy Director, Treasuries and Accounts, A.P. Vijayawada
The Secretary to APVC, A.P. Secretariat, Velagapudi
The GA (V&E) Dept.,

\\FORWARDED:: BY ORDER\\

SECTION OFFICER